

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – A.P.Civil Services (Ex.Br) Rules, 1992 – Smt S.Sulochana, Special Grade Deputy Collector, Land Protection Cell, Tirupathi – Extension and declaration of probation – Orders – Issued.

REVENUE (SER.I) DEPARTMENT

G.O. Rt. No. 1247

Dated:21.08.2012.

Read the following :-

- 1.From the Spl.Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad, Lr. No.DD1/35/2006, dt.27.10.2006, 19.03.2008, 28.03.2009, 22.09.2009, 12.09.2011, 23.02.2012 and 14.05.2012
- 2.From Smt S.Sulochana, SGDC, Representations dated nil received on 12.12.2006, dated 26.09.2007, 28.07.2008, 01.02.2012 and 17.07.2012
- 3.Government Memo. No.51436/Ser-I(1)/2006 Revenue (Ser-I) Department dated 19.02.2007, 29.09.2007, 25.10.2008, 19.01.2011
- 4.Government Letter No.51436/Ser-I(1)/2006, Revenue (Ser-I) Department dated 10.03.2010 addressed to Secretary, A.P.P.S.C., Hyderabad.
- 5.From the Secretary, A.P.P.S.C, Hyderabad Lr. No.1167/DTC/2009 dated 15.07.2010
- 6.From the Hon'ble A.P. Administrative Tribunal, Hyderabad in Judgment dated 20.01.2012 in O.A No.232 of 2012 field by Smt S.Sulochana, SGDC.

<<<>>

ORDER :

In the reference 1st read above, the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad vide his letter dated 27.10.2006 has requested to exempt Smt S.Sulochana from passing the tests in the cadre of Deputy Collector, as she passed them, while she was working as Deputy Tahsildar and regularize her services w.e.f.03.12.1998 and declared to have satisfactorily completed her probation on 02.12.2000 in the cadre of Deputy Collector category-II in terms of Rule 16(a) and Rule 16(c) of A.P. State and Sub-ordinate Service Rules, 1996. Further, in his letter dated 19.03.2008 has requested to relax the necessary rules in her favour for declaration of probation and pass appropriate orders in terms of Rule 16 (a) and 16(c) of A.P. State and Subordinate Service Rules, 1996 for regularization of her services and declaration of probation.

2. Further, the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad in his letter dated 28.03.2009 & 22.09.2009 has requested to clarify whether passing of an examination in survey and Land Records prescribed for Junior Civilians by higher standard Division "D" (Principles of Revenue Survey) which was held from 26.09.2006 to 29.09.2006 is sufficient for declaration of the probation of the individual in the cadre of Dy.Collector. Finally the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad in his proposal dated 12.09.2011 has requested to issue orders for regularization of services of the individual w.e.f.03.12.1998 and her probation may be declared w.e.f. 29.09.2006 under Rule 16(h) of A.P. State and Subordinate Service Rules, 1996.

[P.T.O]

3. In the reference 2nd read above, Smt S.Sulochana, Spl.Grade Deputy Collector, in her representations while representing among other things has requested to declare her probation from her date of joining in the cadre of Deputy Collector by relaxing rule 16 (h) of A.P. State and Subordinate Service Rules, otherwise she will not get pension, as she is having only 2 years 2 months of leftover service.

4. Smt S. Sulochana, was appointed as Dy.Tahsildar and allotted to Anathapur District on 24.08.1995 by the APPSC. Subsequently, she was appointed as Probationary Deputy Collector, through Direct Recruitment against the fall out vacancy meant for S.T in Limited recruitment conducted by the APPSC and she joined in the said post on 03.12.1998. While working as Deputy Tahsildar, she has passed all requisite Departmental test for the post of Deputy Collector, except the examination in Survey and Land Records prescribed for Junior Civilians by the Higher Standard. But, she has passed the test for the Higher Standard Examination Division "D" (Principles of Revenue Survey) without books held on 29.09.2006.

5. In the reference 5th read above, the Secretary, APPSC, when consulted in the matter have informed that, the test in 'Survey & Land Records' prescribed for Junior Civilians by the 'Higher Standard' and the test passed by Smt S.Sulochana, who appeared for the Half-Yearly Examinations held in September, 2006 for the Higher Standard Examination Division 'D' (Principles of Revenue Survey) (Without Books) held on 29.09.2006 are one and the same.

6. In the reference 6th read above, the Hon'ble APAT in its orders dated 20.01.2012 in OA No. 232/2012 filed by Smt S.Sulochana, SGDC held as follows:-

"..... the applicant is directed to make a representation within one week from the date of receipt of this order along with the copies of pass certificates of the Tests and exemptions, if any granted by the Government regarding passing of Telugu test and on receipt of such representation, the 1st respondent is directed to examine the documents with reference to the rules and pass appropriate orders regarding the request of the applicant for declaration of probation of the applicant and release all increments according to the rules within a period of eight week thereafter. The OA is disposed of accordingly....."

7. In pursuance of the above direction of the Hon'ble Tribunal and report of the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad , Government have examined the matter keeping in view the rule 16(h), 33 and 36 of A.P. State and Subordinate Service Rules, 1996 and A.P.Civil Services (Ex.Br) Rules, 1992 and observed that the probation of Smt S.Sulochana in the cadre of Deputy Collector has to be extended till 29.09.2006 i.e., the date of her passing the departmental test viz., Higher Standard Examination Division "D" (Principles of Revenue Survey) without books and accordingly her probation will also be commenced with effect from 30.09.2004 Fore Noon i.e., two years anterior to date of her passing the test on 29.09.2006. Further the promotion of the individual to the cadre of Special Grade Deputy Collector is also to be reviewed. With regard to her annual grade increments, the individual is eligible for sanction of her first increment in the year 1999 and the second increment have to be sanctioned w.e.f.29.09.2006 only. The excess amount of increment paid to her from 2000 to 2003 is to be recovered from her salary.

:: 3 ::

8. In view of the above position and after careful consideration of the matter, Government hereby extend the probation of Smt S.Sulochana in the cadre of Dy. Collector till 29.09.2006 and declare satisfactory completion of probation of the individual w.e.f., 29.09.2006, i.e., the date of her passing the departmental test viz., Higher Standard Examination Division "D" (Principles of Revenue Survey) without books and accordingly hereby ordered that her probation shall deemed to have commenced with effect from 30.09.2004 Fore Noon i.e., two years anterior to date of his passing the test on 29.09.2006, under rule 16(h) of APS&SSR,1996.

9. Further, Government, therefore, directed the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad to review the promotion of the individual to the cadre of Spl.Grade Deputy Collector and she is eligible for sanction of her first annual grad increment in the year 1999 and sanction of her second increment w.e.f. 29.09.2006 only. The excess amount of increment paid to her from 2000 to 2003 may be recovered from her salary.

10. The Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad shall take necessary further action accordingly.

11. These orders issues with the concurrence of General Administration (Services-D) Department vide their U.O.No.10787/Ser-D/2012, dated 05.05.2012 and Law (H) Department vide their U.O.No.3500/H/2012 dated 14.06.2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ANIL CHANDRA PUNETHA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Smt S.Sulochana, Spl.Grade Deputy Collector, Land Protection Cell, Tirupathi.
The Spl.Chief Secretary and Chief Commissioner of Land Administration,
A.P., Hyderabad

Copy to:

The Govt., Pleader for Revenue (Services), A.P.A.T, Hyderabad
The P.S to Hon'ble Minister (Rev)
The P.S to Prl.Secy (Rev)
The General Administration (Ser-D) Department
The Law (H) Department.
Copy to Rev [Ser-I(2)] Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER